



THOMAS L. GARTHWAITE, M.D.
Director and Chief Medical Officer

FRED LEAF
Chief Operating Officer

COUNTY OF LOS ANGELES
DEPARTMENT OF HEALTH SERVICES
313 N. Figueroa, Los Angeles, CA 90012
(213) 240-8101

BOARD OF SUPERVISORS

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First District

Yvonne Garthwaite Burke
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Fourth District

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Fifth District

November 6, 2003

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

**APPROVAL OF DELEGATION OF DUTIES AND ASSIGNMENT
OF RIGHTS OF AGREEMENT NO. 68444 FROM SODEXHO USA
WEST DIVISION TO SODEXHO OPERATIONS, LLC
(4th District) (3 Votes)**

IT IS RECOMMENDED THAT YOUR BOARD:

Approve and instruct the Director of Health Services, or his designee, to sign an approval of Delegation of Duties and Assignment of Rights of Agreement for the provision of dietary services under Agreement No. 68444, from Sodexho USA West Division to Sodexho Operations LLC, retroactive to June 14, 2001(Exhibit I).

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION:

The purpose of this action is to request approval of the Delegation of Duties and Assignment of Rights for the Agreement from Sodexho USA West Division to Sodexho Operations, LLC.

Department of Health Services was first notified of the delegation of duties on June 14, 2001. Paragraph 30 "Delegation and Assignment", of Agreement No. 68444 prohibits the contractor from delegating its duties or assigning its rights without prior written consent of the County. Departmental priorities contributed to the delay in completing this Delegation of Duties and Assignment of Rights Agreement.

FISCAL IMPACT/FINANCING:

There is no net County cost associated with this action.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS:

On July 18, 1995, the contractor, formerly known as Sodexho USA West Division, entered into Dietary Services Agreement No. 68444 with the County.

On June 14, 2001, the contractor publicly announced that one hundred percent (100%) of the stock of Sodexho USA West Division was acquired by Sodexho Operations, LLC.

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On January 17, 2003, the Board through Amendment No. 1, extended the term of the agreement through June 30, 2003, with an increase of \$51,488, and total County maximum obligation of \$1,596,547.

On May 27, 2003, the Board through Amendment No. 2, extended the term of the agreement through June 30, 2004.

The agreement formerly between County and Sodexo USA West Division henceforward shall be between the County and Sodexo Operations, LLC. All inadvertent future references to Sodexo USA West Division shall be deemed references to Sodexo Operations, LLC. Except as provided in the agreement, all other terms and conditions of the agreement shall remain in full force and effect.

Advertising Delegation of Duties on the Los Angeles County online website is not applicable.

Attachment A provides additional information.

The Delegation of Duties (Exhibit I) has been approved as to form by County Counsel.

CONTRACTING PROCESS:

Not applicable.

IMPACT ON CURRENT SERVICES (OR PROJECTS):

Approval of the delegation of duties will assure the continued provision of dietary services at Rancho Los Amigos National Rehabilitation Center over the term of the agreement.

When approved, this Department required three copies of the Board's action.

Respectfully submitted,



Thomas L. Garthwaite, M.D.
Director and Chief Medical Officer

TLG:cvm

Attachments (1)

c: Chief Administrative Officer
County Counsel
Executive Officer, Board of Supervisors
Auditor Controller

BLETCD2543:CVM
cvm:10/30/03

SUMMARY OF ASSIGNMENT OF AGREEMENT

1. TYPE OF SERVICE:

Dietary Services at Rancho Los Amigos National Rehabilitation Center.

2. AGENCY ADDRESSES AND CONTACT PERSONS:

DELEGATION OF DUTIES AND ASSIGNMENT OF RIGHTS TRANSFER

FROM:

Sodexho USA West Division
(Agreement No. 68444)
3033 5th Avenue, Suite 335
San Diego, California 92103
Contact: Kenneth Johnson, Operations Attorney
Telephone: (800) 763-3946

TO:

Sodexho Operations, LLC
(Agreement No. 68444)
3033 5th Avenue, Suite 335
San Diego, California 92103
Contact: Kenneth Johnson, Operations Attorney
Telephone: (800) 763-3946

3. TERM:

The delegation of duties is effective as of the Board approval date through June 30, 2004 and is retroactive to June 14, 2001.

4. FINANCIAL INFORMATION:

There is no net County cost associated with this action.

5. PROGRAM INFORMATION:

The agreement provides for dietary services at Rancho Los Amigos National Rehabilitation Center.

6. APPROVALS:

Chief Executive Officer, Rancho Los Amigos: Consuelo Diaz

Contracts and Grants Division: Riley J. Austin, Acting Chief

County Counsel: Elizabeth Friedman, Senior Deputy County Counsel

BLETC2543:CVM
cvm: 10/30/03

agreement which is formerly approved and executed by the parties.

NOW, THEREFORE, the parties hereto agree as follows:

1. All of Contractor's rights and responsibilities under Agreement have been assigned and delegated by SODEXHO USA WEST DIVISION to SODEXHO OPERATIONS, LLC, as of June 14, 2001.

2. COUNTY hereby consents to such assignment and delegation effective upon the date of its approval by County's Board of Supervisors, retroactive to June 14, 2001.

3. All inadvertent future references to SODEXHO USA WEST DIVISION shall be deemed references to SODEXHO OPERATIONS, LLC.

4. Any payments due under this Agreement from COUNTY for services which have not yet been paid, shall be paid to SODEXHO OPERATIONS, LLC.

5. Except as provided in the Agreement, all other terms and conditions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the Board of Supervisors of the County of Los Angeles has caused this Delegation of Duties and Assignment of Rights Agreement to be subscribed by its

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Director of Health Services, and CONTRACTOR have caused this Agreement to be subscribed
in its behalf by its duly authorized officers, the day, month, and year first above written.

COUNTY OF LOS ANGELES

By _____
Thomas L. Garthwaite, M.D.
Director and Chief Medical Officer

APPROVED AS TO FORM
BY THE OFFICE OF THE COUNTY
COUNSEL

LLOYD W. PELLMAN
County Counsel

By _____
County Counsel

APPROVED AS TO CONTRACT
ADMINISTRATION:

Department of Health Services

By _____
Riley J. Austin, Acting Chief
Contracts and Grants Division

SODEXHO USA WEST DIVISION

Contractor-Assignor/Delegator

By _____
Signature

Calvin V. Johnson
Printed Name

Title Division Vice President

SODEXHO OPERATIONS, LLC

Contractor-Assignee/Delegatee

By _____
Signature

Calvin V. Johnson
Printed Name

Title Division Vice President
(Affix Corporate Seal Here)

BLETCD2543
cvm:10/30/03